

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
TERMAIN KIRBY,

Plaintiff,

-against-

21 CIVIL 9056 (AT)(KHP)

JUDGMENT

NYC/DOC/VCBC WARDEN CARTER;
NYC/DOC/VCBC CAPTAIN GUERRA; 3-AA
HOUSING UNIT CAPTAIN;
NYC/DOC/VCBC CAPTAIN JERMAINE
SLACK INTAKE; NYC/DOC/VCBC INTAKE
CAPTAIN CARLO CIQUEROS;
SUPERVISING CAPTAIN; NYC/DOC/VCBC
CAPTAIN HORTON,

Defendants.

-----X

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons
stated in the Court's Order dated December 28, 2022, the R&R is ADOPTED in its entirety.
Defendants' motion to dismiss is GRANTED. Plaintiffs' claims are DISMISSED without
prejudice; accordingly, the case is closed.

Dated: New York, New York

December 28, 2022

RUBY J. KRAJICK

Clerk of Court

BY:

K. mango

Deputy Clerk